



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
Kenneth David Harris, Jr. et al.) Examiner: Tara L. Mayo
Serial No. 10/783,085) Group Art Unit: 3671
Filed: February 20, 2004)
For: FOLDABLE MASSAGING BED REST) Dated: November 21, 2005

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

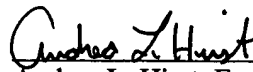
Sir:

In accordance with the duty to disclose as set forth in 37 C.F.R. §1.56, Applicants hereby submit the following information in conformance with 37 C.F.R. §§ 1.97 and 1.98. Pursuant to 37 C.F.R. §1.98, a copy of each non-U.S. published patent application and non-U.S. issued patent document is enclosed.

This Information Disclosure Statement is not intended to constitute an admission that any patent, publication, or other information referred to herein is "prior art." It is requested that the accompanying information disclosure statement be considered and made of record in the above-captioned application. For the benefit and convenience of the Examiner, the documents are listed on the attached form PTO-1449 (3 sheets). Pursuant to 37 C.F.R. §1.97(b)(4), no fee is due in conjunction with the filing of this Information Disclosure Statement, as an Office Action on the merits has not been mailed on the Request for Continued Examination in the above-identified application. Accordingly, a Request for Continued Examination for the above-identified application was filed on November 18, 2005. In the event, however, that there are any fee deficiencies or additional fees are payable, please charge any such fees (or credit any overpayment) to Deposit Account No. 50-3205.

It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,


Andrea L. Hirst, Esquire
Registration No. 55,269

Brookstone Purchasing, Inc.
One Innovation Way
Merrimack, New Hampshire 03054
(603) 577-8274 (Telephone)
(603) 577-8011 (Fax)
Customer No. 54945



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1

of 3

Complete if Known

Application Number	10/783,085
Filing Date	February 20, 2004
First Named Inventor	K. David Harris, Jr.
Art Unit	3671
Examiner Name	Tara L. Mayo
Attorney Docket Number	033964-1060

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,654,454 B1	04-04-1972	Olesen	
		US- 3,736,920 B1	06-05-1973	Mathers et al.	
		US- 3,879,086 B1	04-22-1975	Moceri	
		US- 4,006,739 B1	02-08-1977	Wahl	
		US- 4,022,195 B1	05-10-1977	Meyer et al.	
		US- 4,233,649 B1	11-11-1980	Scheer et al.	
		US- 4,686,967 B1	08-18-1987	Hashimoto et al.	
		US- 4,868,888 B1	09-19-1989	Dayton	
		US- 5,020,517 B1	06-04-1991	Foster, Jr. et al.	
		US- 5,033,458 B1	07-23-1991	Sperr	
		US- 5,184,607 B1	02-09-1993	Hwang	
		US- 5,188,096 B1	02-23-1993	Yoo	
		US- 5,316,369 B1	05-31-1994	Kanda	
		US- 5,335,962 B1	08-09-1994	Gera	
		US- 5,411,468 B1	05-02-1995	Chen	
		US- 5,429,585 B1	07-04-1995	Liang	
		US- 5,453,586 B1	09-06-1995	Stottman	
		US- 5,460,598 B1	10-24-1995	Yamasaki et al.	
		US- 5,462,515 B1	10-31-1995	Tseng	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2

of 3

Complete if Known

Application Number	10/783,085
Filing Date	February 20, 2004
First Named Inventor	K. David Harris, Jr.
Art Unit	3671
Examiner Name	Tara L. Mayo
Attorney Docket Number	033964-1060

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US 5,503,457 B1	04-02-1996	Rosado	
		US 5,613,222 B1	03-18-1997	Guenther	
		US 5,696,574 B1	12-09-1997	Schwaegerle	
		US 5,713,832 B1	02-03-1998	Jain	
		US 5,827,206 B1	10-27-1998	Lunter	
		US 5,836,546 B1	11-17-1998	Sakaue et al.	
		US 5,836,900 B1	11-17-1998	Leventhal	
		US 5,868,687 B1	02-09-1999	Tedesco	
		US 5,895,365 B1	04-20-1999	Tomlinson	
		US 6,012,778 B1	01-11-2000	Peterson	
		US 6,077,238 B1	06-20-2000	Chung	
		US 6,102,476 B1	08-15-2000	May et al.	
		US 6,120,468 B1	09-19-2000	Tseng	
		US 6,126,233 B1	10-03-2000	Gaetano et al.	
		US 6,154,690 B1	11-28-2000	Coleman	
		US 6,212,719 B1	04-10-2001	Thomas et al.	
		US 6,388,345 B1	05-14-2002	Stimpson	
		US 6,814,709 B2	11-09-2004	Schwartz et al.	
		US 2003/0028132 A1	02-06-2003	Bastia et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)	Application Number		10/783,085
	Filing Date		February 20, 2004
	First Named Inventor		K. David Harris, Jr.
	Art Unit		3671
	Examiner Name		Tara L. Mayo
Sheet 3	of 3	Attorney Docket Number 033964-1060	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		BROOKSTONE, Bed Rest Massager, www.brookstone.com (Retail Internet website and electronic catalog), December 22, 2002	
		BROOKSTONE, BedLounge, www.brookstone.com (Retail Internet website and electronic catalog), November 21, 2005	
		TACTICA INTERNATIONAL, IGIA Contour Rest Massaging Back Cushion, www.igia.com (Retail Internet website), November 21, 2005	
		TACTICA INTERNATIONAL, IGIA Contour Rest Massaging Lumbar Light Pillow, IGIA/EPIL-STOP catalog, January 1, 2001	

Examiner Signature		Date Considered	
-------------------------------	--	----------------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.